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+

PTO/SB/05 (08-00)

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (Only for new nonprovisional applications under 37 CFR 1.53(b))	<i>Attorney Docket No.</i>	<b>066259.010</b>
	<i>First Named Inventor or Application identifier</i>	<b>Purkey</b>
ADDRESS TO: Commissioner of Patents Mail Stop New Application PO Box 1450 Alexandria, VA 22313-1450	<i>Title</i>	<b>CAPACITOR-BASED POWERING SYSTEM AND ASSOCIATED METHODS</b>
	<i>Express Mail No.</i>	<b>EV 342457007 US</b>

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1. ☒ Fee Transmittal Form PTO/SB/17 (submit in duplicate)
  2. ☒ Applicant claims small entity status. See 37 CFR 1.27.
  3. ☐ Specification [Total Pages:
  4. ☒ Drawing(s) (35 USC 113) [Total Sheets: 6]
  5. ☒ Oath or Declaration [Total Pages:   - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with No. 17 completed)
6. ☐ [Note No. 6 below]  
 i. ☐ DELETION OF INVENTOR(S)  
 Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).  
 Incorporation By Reference (useable if No. 5b is checked)  
 The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under No. 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
7. ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Copy (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identity of above copies
8. ☐ Application Data Sheet. See 37 CFR 1.76
9. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

### ACCOMPANYING APPLICATION PARTS

10. ☒ Assignment Papers (cover sheet & document(s))
11. ☒ 37 CFR 3.73(b) Statement (when there is an assignee)
12. ☒ Power of Attorney
13. ☐ English Translation Document (if applicable)
14. ☒ Information Disclosure Statement (IDS)/PTO-1449  
☒ Copy of IDS Citations
15. ☒ Preliminary Amendment
16. ☒ Return Receipt Postcard (Itemized)
17. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
18. ☐ Other:

15535 U.S. PTO  
 10/731706  
 120903

19. If a CONTINUING APPLICATION, check appropriate blank and supply the requisite information:

☒ **Continuation of prior application No.: 09/938,796 filed August 24, 2001**  
☐ Divisional  
☐ Continuation-in-part (CIP)


Prior Application Information:  
 Examiner: \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

<b>20. Correspondence Address</b>					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label:		<input checked="" type="checkbox"/> Correspondence address below			
Customer No. 33940					
<i>Name</i>	<b>Attention: Jeffrey S. Whittle Bracewell &amp; Patterson, L.L.P.</b>				
<i>Address</i>	<b>P. O. Box 61389</b>				
<i>City</i>	<b>Houston</b>	<i>State</i>	<b>Texas</b>	<i>Zip Code</i>	<b>77208-1389</b>
<i>Country</i>	<b>U.S.A.</b>	<i>Telephone</i>	<b>(713) 223-2900</b>	<i>Fax</i>	<b>(713) 221-1212</b>

Submitted by:

Jeffrey S. Whittle, Reg. No. 36,382

Date: December 9, 2003

 <div style="display: inline-block; transform: rotate(-90deg); transform-origin: left top; white-space: nowrap;"> 17698 U.S. PTO 120903 </div>		<b>FEE TRANSMITTAL FOR FY 2004</b>		PTO/SB/17(1-03)  <b>Complete if Known</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number			
Total Amount of Payment		<b>\$385.00</b>		Filing Date	
		First Named Inventor		Purkey	
		Examiner Name			
		Group/Art Unit			
		Attorney Docket No.		066259.010	

<b>METHOD OF PAYMENT</b>				<b>FEE CALCULATION (continued)</b>																																																																																																																															
1. <input checked="" type="checkbox"/> Payment enclosed: <input checked="" type="checkbox"/> check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other				<b>3. Additional Fees</b>																																																																																																																															
2. <input checked="" type="checkbox"/> The commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account No.: <u>50-0259</u> Deposit Account Name: <u>Bracewell &amp; Patterson, LLP</u> <input checked="" type="checkbox"/> Charge any additional Fee Required Under 37 CFR §§ 1.16 & 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR § 1.27				<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>130</td><td>65</td><td>Surcharge – late fee or oath</td><td>\$</td></tr> <tr><td>50</td><td>25</td><td>Surcharge – late provisional filing fee or cover sheet</td><td>\$</td></tr> <tr><td>130</td><td>130</td><td>Non-English specification</td><td>\$</td></tr> <tr><td>2,520</td><td>2,520</td><td>Request for Reexamination</td><td>\$</td></tr> <tr><td>920*</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td>\$</td></tr> <tr><td>1840*</td><td>1,840*</td><td>Requesting publication of SIR after examiner action</td><td>\$</td></tr> <tr><td>110</td><td>55</td><td>Extension for reply within first month</td><td>\$</td></tr> <tr><td>420</td><td>210</td><td>Extension for reply within second month</td><td>\$</td></tr> <tr><td>950</td><td>475</td><td>Extension for reply within third month</td><td>\$</td></tr> <tr><td>1,480</td><td>740</td><td>Extension for reply within fourth month</td><td>\$</td></tr> <tr><td>2,010</td><td>1,005</td><td>Extension for reply within fifth month</td><td>\$</td></tr> <tr><td>330</td><td>165</td><td>Notice of Appeal</td><td>\$</td></tr> <tr><td>330</td><td>165</td><td>Filing a brief in support of an appeal</td><td>\$</td></tr> <tr><td>290</td><td>145</td><td>Request for oral hearing</td><td>\$</td></tr> <tr><td>1,510</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td>\$</td></tr> <tr><td>110</td><td>55</td><td>Petition to revive – unavoidable</td><td>\$</td></tr> <tr><td>1,330</td><td>665</td><td>Petition to revive – unintentional</td><td>\$</td></tr> <tr><td>1,330</td><td>665</td><td>Utility issue (or reissue)</td><td>\$</td></tr> <tr><td>480</td><td>240</td><td>Design issue fee</td><td>\$</td></tr> <tr><td>640</td><td>320</td><td>Plant reissue fee</td><td>\$</td></tr> <tr><td>130</td><td>130</td><td>Petitions to the Commissioner</td><td>\$</td></tr> <tr><td>50</td><td>50</td><td>Proceeding fee under 37 CFR 1.17(q)</td><td>\$</td></tr> <tr><td>180</td><td>180</td><td>Submission of Information Disclosure Statement</td><td>\$</td></tr> <tr><td>40</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>\$</td></tr> <tr><td>770</td><td>385</td><td>Filing a submission after final rejections (37 CFR § 1.129(a))</td><td>\$</td></tr> <tr><td>770</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td>\$</td></tr> <tr><td>770</td><td>385</td><td>Request for Continued Examination (RCE)</td><td>\$</td></tr> <tr><td>900</td><td>900</td><td>Request for expedited examination of a design application</td><td>\$</td></tr> <tr><td colspan="3">Other fee (specify):</td><td>\$</td></tr> <tr><td colspan="3"><b>Subtotal (3)</b></td><td><b>\$0</b></td></tr> </tbody> </table>				Large Entity	Small Entity	Fee Description	Fee Paid	130	65	Surcharge – late fee or oath	\$	50	25	Surcharge – late provisional filing fee or cover sheet	\$	130	130	Non-English specification	\$	2,520	2,520	Request for Reexamination	\$	920*	920*	Requesting publication of SIR prior to Examiner action	\$	1840*	1,840*	Requesting publication of SIR after examiner action	\$	110	55	Extension for reply within first month	\$	420	210	Extension for reply within second month	\$	950	475	Extension for reply within third month	\$	1,480	740	Extension for reply within fourth month	\$	2,010	1,005	Extension for reply within fifth month	\$	330	165	Notice of Appeal	\$	330	165	Filing a brief in support of an appeal	\$	290	145	Request for oral hearing	\$	1,510	1,510	Petition to institute a public use proceeding	\$	110	55	Petition to revive – unavoidable	\$	1,330	665	Petition to revive – unintentional	\$	1,330	665	Utility issue (or reissue)	\$	480	240	Design issue fee	\$	640	320	Plant reissue fee	\$	130	130	Petitions to the Commissioner	\$	50	50	Proceeding fee under 37 CFR 1.17(q)	\$	180	180	Submission of Information Disclosure Statement	\$	40	40	Recording each patent assignment per property (times number of properties)	\$	770	385	Filing a submission after final rejections (37 CFR § 1.129(a))	\$	770	385	For each additional invention to be examined (37 CFR § 1.129(b))	\$	770	385	Request for Continued Examination (RCE)	\$	900	900	Request for expedited examination of a design application	\$	Other fee (specify):			\$	<b>Subtotal (3)</b>			<b>\$0</b>
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\$290	\$145	Multiple dependent claim, if not paid																																																																																																																																	
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Submitted by: Jeffrey S. Whittle  
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Signature: \_\_\_\_\_

Date: December 9, 2003

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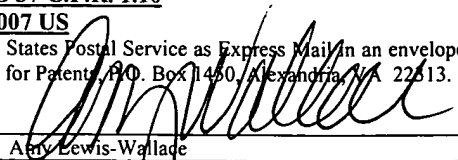
**CERTIFICATE OF MAILING 37 C.F.R. 1.10**

**LABEL # EV 342457007 US**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope on the date indicated, addressed to Mail Stop New Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

December 9, 2003

Date

  
Amy Lewis-Wallace

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:	)	
Purkey	)	Confirmation No.
	)	
Serial No.: CON of 09/938,796	)	Examiner:
filed August 24, 2001	)	
	)	
Filed: Herewith	)	Group Art Unit:
	)	
Title: Capacitor-Based Powering System and	)	Attorney Docket No. 066259.010
Associated Methods	)	

**TRANSMITTAL SHEET**

Mail Stop New Application  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313

Sir:

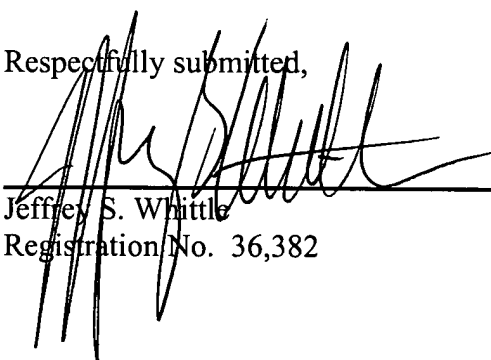
Transmitted herewith for reconsideration are the following documents:

1. Utility Patent Application Transmittal and Fee Transmittal;
2. Copy of Non-Provisional Application filed August 24, 2001;
3. Copy of Declaration and Power of Attorney
4. Copy of Assignment/Recordation;
5. Preliminary Amendment;
6. Information Disclosure Statement and Form PTO-1449 and copy of each citation;
7. Check in the amount \$385.00;
8. Postcard; and
9. Transmittal in duplicate.

The Commissioner is authorized to charge any additional fees to the Deposit Account of Bracewell & Patterson, L.L.P. 50-0259 (Attorney Docket No. 066259.010).

Respectfully submitted,

Date: December 9, 2003

  
Jeffrey S. Whittle  
Registration No. 36,382

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